

Affidavit of Publication**Publisher's Bill**

State of New Mexico
County of Rio Arriba

I, Robert Trapp, being first duly sworn, declare and say I am the publisher of the Rio Grande SUN, a weekly newspaper published in the English language and having a general circulation in the County of Rio Arriba, State of New Mexico, and being a newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 of the Session Laws of 1937. The publication, a copy of which is hereto attached, was published in said paper once each week for

724 lines one time at \$508.20

724 lines 3 times at \$1306.80

Affidavit \$5.00

Subtotal \$1820.00

Tax \$155.84

Total \$1975.84

4 consecutive weeks and on the same day of each week in the regular issue of the paper during the time of publication and the notice was published in the newspaper proper, and not in any supplement. The first publication being on the

28 day of September, 2017

and the last publication on the 19 day of

October, 2017 payment for said advertisement has been duly made, or assessed as court costs. The undersigned has personal knowledge of the matters and things set forth in this affidavit.

Payment received at Rio Grande SUN

Date 11/13/17

By [Signature]

[Signature]
Publisher

Subscribed and sworn to before me this 19 day of Oct. A.D. 2017



Maria G. Chavez/Notary Public
My commission expires 21 October 2020

**CORDOVA-MAES
NORTH DITCH
PRIORITY 1875**

Defendants: Jose Lucas Cordova

**EMILIANA MAES
SOUTH DITCH
PRIORITY 1906**

Defendants: Arthur F. Hibner Revocable Trust, Mario R. Martinez, Sophia D. Martinez

**FELIPE ARCHULETA
DITCH
PRIORITY 1903**

Defendants: David E. Archuleta, Lydia U. Archuleta

**H.B. AND G.C. MARTINEZ DITCH
PRIORITY 1878**

Defendants: Adela Martinez, David R. Martinez, Charles K. Walker, Lillian M. Walker

**JULIAN SERRANO
DITCH
PRIORITY 1908**

Defendants: Flavio Gurule, Estate of Julian Serrano, Deceased, Epifanio J. Trujillo, Rebecca D. Trujillo

**MAES SOUTH DITCH
PRIORITY 1876**

Defendants: Jose Lucas Cordova, Joe M. Madrid, Phyllis Madrid

**MARTINEZ-CORDOVA
NORTH DITCH
PRIORITY 1879**

Defendants: Jose Lucas Cordova, James S. And Parrie V. Shortle Rev Trust

**MARTINEZ-CORDOVA
SOUTH DITCH
PRIORITY 1879**

Defendants: Jose Lucas Cordova, James S. and Parrie V. Shortle Revocable Trust

**MONTANO-MARTINEZ
DITCH
PRIORITY 1882**

Defendants: Joe M. Madrid, Phyllis Madrid

**NICOMEDES TRUJILLO
DITCH
PRIORITY 1904**

Defendants: David E. Archuleta, Lydia U. Archuleta

**OLD VALDEZ DITCH
PRIORITY 1878**

Defendants: Charlie Chacon, Geraida M. Chacon

**QUINTANA DITCH
PRIORITY 1875**

Defendants: Jose Lucas Cordova, Delfin O. and Frances S. Quintana Trust

**SANCHEZ DITCH
PRIORITY 1898**

Defendants: Ernest Sanchez, Margie K. Sanchez

**SANCHEZ DITCH
PRIORITY 1905**

Defendants: Charlie Chacon, Geraida M.

Adela Martinez Rincon Blanca Ditch
David R. Martinez
CHCB-006-0001 No. 2658 47.30 November 18, 1948Arthur F. Hibner Sixto Allre Ditch "A"
Revocable Trust
No. 2658 21.80 November 18, 1948Sixto Allre Ditch "B"
No. 2658 63.50 November 18, 1948Sixto Allre Ditch "C"
No. 2658 28.10 November 18, 1948Emiliana Maes North Ditch
CHCB-007-0001 No. 2631 10.00 March 29, 1948Jedburgh Ltd. Rincon Blanca Ditch
CHCB-007-0002A No. 2631 15.00 March 29, 1948Donna M. Martinez Rincon Blanca Ditch
Leroy A. Martinez
CHCB-007-0002B No. 2631 30.00 March 29, 1948Martinez Ranch Partnership Rincon Blanca Ditch
CHCB-007-0003 No. 2631 40.90 March 29, 1948Gustavo Martinez Rincon Blanca Ditch
Rosina Martinez
CHCB-007-0004 No. 2631 17.30 March 29, 1948Mary Jo Martinez Rincon Blanca Ditch
CHCB-007-0005 No. 2631 4.80 March 29, 1948Heirs of Gilberto Martinez Rincon Blanca Ditch
CHCB-007-0007 No. 2631 2.00 March 29, 1948Alice Martinez Rincon Blanca Ditch
Max D. Martinez
CHCB-008-0001 No. 2631-2735 320.00 March 29, 1948Clyde C. Baker Rincon Blanca Ditch
Theresa Baker**Transferred Water Rights:****MOVE-TO LOCATION DITCH OSE PERMIT PRIORITY DATE**
CHCB-002-0001 B
Chacon Ditch No. 0636-D 1883Charlie Chacon
Geraida M. Chacon
You are hereby notified that the Court has entered an order requiring you to file an objection with the Court if you disagree with the State's proposed determination of the priority date of your water rights, or the proposed priority

cense issued by the Office of the State Engineer are identified below (Lands Irrigated Under an Approved Permit or Final License from the State Engineer).

Lands Irrigated under an Approved Permit or Final License from the State Engineer:

The State proposes the following irrigation water requirements for those lands in the Cebolla Subsection that are irrigated under an approved permit or final license from the State Engineer:

OSE LICENSE NO. 2688
Acequia del Pinavetal
CHCB-001-0001F

a. CIR = 1.09 acre-feet per acre per annum.

b. FDR = 3.00 acre-feet per acre per annum.

c. PDR = 5.00 acre-feet per acre per annum.

OSE LICENSE NO. 2738
Acequia del Pinavetal
CHCB-001-0004

a. CIR = 1.09 acre-feet per acre per annum.

b. FDR = 3.00 acre-feet per acre per annum.

c. PDR = 5.00 acre-feet per acre per annum.

OSE LICENSE NO. 2658
Sixto Allre "A," "B," and "C," and Emiliano Maes North Ditches
CHCB-006-0001

a. CIR = 1.09 acre-feet per acre per annum.

b. FDR = 3.00 acre-feet per acre per annum.

c. PDR = 5.00 acre-feet per acre per annum.

OSE LICENSE NO. 2631
Alto Ditch
CHCB-0003-0001
CHCB-003-0002

a. CIR = 1.09 acre-feet per acre per annum.

b. FDR = 3.00 acre-feet per acre per annum.

c. PDR = 5.00 acre-feet per acre per annum.

Under OSE License No. 2631, from April 1st to October 1st of each year, water may be diverted into the Alto Ditch at the rate and in the amount of surplus or rejected flows as indicated by the flow at the mouth of El Rito de la Cienega Redonda or the flow of Cebolla Creek just below the mouth of Emiliana Maes North Ditch, whichever is the lesser.

During the remainder of the year, from October 1st to April 1st, water may be diverted into the Alto Ditch at a rate of 15 cubic feet per second at times needed.

OSE LICENSE NOS. 2631: 2631-2735
Rincon Blanca Ditch
CHCB-003-0022: CHCB-

or effective precipitation, which is diverted from the stream or an off-farm source to satisfy the farm delivery requirement for one calendar year.

The irrigation water requirements set forth above do not include diversion requirements associated with stockwatering, stockpounds, or other impoundments determined to have valid water rights in these proceedings.

If you agree with the priority dates and irrigation water requirements described above, you do not need to take any action. If any objections are filed by any person you may participate in the proceedings to resolve those objections. If no objections are filed, the Court will enter an order that recognizes the elements of the surface water irrigation rights for irrigation use in the Cebolla Subsection as described above. If you disagree, you must follow the instructions below.

This will be your only opportunity in these proceedings to object to the determination of priority dates and irrigation water requirements in the Cebolla Subsection. Subsequent inter se proceedings in the Cebolla Subsection will not include the opportunity to object to those determinations.

In cases where defendants in the Cebolla Subsection have previously agreed with the State on the priority dates or irrigation water requirements for their water rights, and those priority dates irrigation water requirements have been incorporated into subfile orders entered by the Court, those priority dates and irrigation water requirements cannot be challenged by those defendants. However, other persons with standing may file objections.

IT IS THEREFORE ORDERED THAT if you object to any of the priority dates stated above, or the irrigation water requirements for surface water irrigation use in the Cebolla Subsection as stated above, you must file the form entitled Objection and Response to Notice and Order to Show Cause with the Court, in person or by mail FOR RECEIPT NO LATER THAN DECEMBER 11,

SECTION OF SECTION 3 OF THE RIO CHAMA STREAM SYSTEM FOR IRRIGATION PURPOSES AND WHOSE NAMES APPEAR BELOW:

Pre-1907 Surface Water Irrigation Rights:

ACEQUIA DEL PINAVETAL PRIORITY 1883*

Defendants: David E. Archuleta, Lydia U. Archuleta, Neida J. Archuleta, Sara Maes Benavidez, Charlie Chacon, Geraida M. Chacon, William R. Clark, Lydia Maes Garcia, Maureen E. Havey, Gilbert L. Maes, Roman And Mary C. Martinez Liv. Trust, Edward L. Mcmillen, Delfin O. and Frances S. Quintana Trust, Kaye D. Raymond, Margarita Maes Ryzdyski, Eimer H. Salazar, Susie Salazar, Ernest Sanchez, Margie K. Sanchez, Felix Valdez, Gabriel Valdez Jr.

ACEQUIA MADRE DE CEBOLLA PRIORITY 1875

Defendants: Elizabeth L. Amos, David E. Archuleta, Lydia U. Archuleta, Lupe Bustos, Orlando Bustos, Glorianna G. Chacon, Jose D. Chacon, Joseph J. Chacon, Jose Lucas Cordova, Joe M. Madrid, Phyllis Madrid, Cippie Maez, Eddie Maez, Erma Maez, Gus Martinez, Jenny A. Martinez, Delfin O. and Frances S. Quintana Trust, Felipe B. Rivera, Flora Rivera, Ignacia V. Rodella, Robert Sanchez, Esther L. Sanchez

ALTO DITCH PRIORITY 1889*

Defendants: Juan Archuleta, Pablo Archuleta Jr., Jose Lucas Cordova, Joe M. Madrid, Phyllis Madrid, Alice Martinez, Elizabeth M. Martinez, Gilbert J. Martinez, Max D. Martinez

ATENCIO NORTH DITCH PRIORITY 1882

Defendants: Clyde C. Baker, Theresa Baker, Mario R. Martinez, Sophia D. Martinez

ATENCIO SOUTH DITCH PRIORITY 1882

Defendants: Clyde C. Baker, Theresa Baker

CANUTO VALDEZ DITCH PRIORITY 1897

Defendants: Edna Q. Cova, Guillermo J. Cova

Chacon, Geraida M.

SKELLY-MAES DITCH PRIORITY 1906

Defendants: Maclovio Gurule

TRUJILLO-LOPEZ DITCH PRIORITY 1888

Defendants: Clorinda N. Sanchez, Medardo Sanchez Jr., Epifanio J. Trujillo, Rebecca D. Trujillo

UNNAMED DITCH NO. 1 PRIORITY 1875

Defendants: Delfin O. and Frances S. Quintana Trust

UNNAMED DITCH NO. 2 PRIORITY 1875

Defendants: Jose Lucas Cordova

VENCESLAO MARINEZ DITCH PRIORITY 1886

Defendants: Jose Lucas Cordova, Alfonso G. Sanchez, Cecilia Sanchez, James S. and Parrie V. Shortle Revocable Trust, Alex Sisneros, Juanita Sisneros

Please note: the Acequia del Pinavetal and the Alto Ditch, which are marked with an asterisk (*) above, convey water with both pre-1907 and post-1907 water rights. If you have both pre-1907 and post-1907 water rights on one of these ditches, only the post-1907 water rights acreage is detailed below. **Lands Irrigated under an Approved Permit or Final License from the State Engineer:**

SUBFILE CLAIMANT OSE LICENSE DITCH ACRES PRIORITY DATE

CHCB-001-0001F No. 2686 10.60 November 21, 1949

Azalea Maes Acequia del Pinavetal

Celeste Maes

Immanuel Maes

Joshua Maes

Lorie Martinez

Petra Maes

CHCB-001-0004 No. 2738 1.70 August 3, 1951

Tobias H. Sanchez

Acequia del Pinavetal

CHCB-003-0001 No. 2631 23.30 March 29, 1948

Galina V. Vigil Alto Ditch

Frederick R. Vigil

CHCB-003-0002 No. 2631 25.10 March 29, 1948

Pablo Archuleta Jr. Alto Ditch

Juan Archuleta

CHCB-003-0022 No. 2631 20.00 March 29, 1948

date of the water rights for any other defendant using surface water for irrigation purposes in the Cebolla Subsection of Section 3 of the Rio Chama Stream System ("Cebolla Subsection"). The priority dates described above will apply to all individual surface water irrigation rights associated with the ditches, approved permits, and final licenses issued by the Office of the State Engineer as described above, unless you or other persons file objections. The priority dates for water rights described herein will also apply to any spring that serves as a source of water for irrigation purposes, as described in individual subfile orders filed with the Court.

In addition, you are hereby notified that the Court has entered an order requiring you to file an objection with the Court if you disagree with the State's proposed determination of the irrigation water requirements for surface water irrigation use in the Cebolla Subsection. The State's proposed irrigation water requirements are categorized below under two headings: "Pre-1907 Surface Water Irrigation Rights" and "Lands irrigated under a Permit or License from the State Engineer."

Pre-1907 Surface Water Irrigation Rights:

The State proposes the following irrigation water requirements for pre-1907 surface water irrigation use in the Cebolla Subsection:

a. The weighted consumptive irrigation requirement (CIR) is 1.09 acre-feet per acre per annum.

b. The farm delivery requirement (FDR) is 2.725 acre-feet per acre per annum.

c. The project diversion requirement (PDR) is 4.54 acre-feet per acre per annum.

The lands under ditches in the Cebolla Subsection to which these amounts apply are those identified above as Pre-1907 Surface Water Irrigation Rights. The irrigation water requirements for lands irrigated under an approved permit or final li-

007-0001; CHCB-007-0002A; CHCB-007-0002B; CHCB-007-0003; CHCB-007-0004; CHCB-007-0005; CHCB-007-0007; CHCB-008-0001

a. CIR = 1.09 acre-feet per acre per annum.

b. FDR = 3.00 acre-feet per acre per annum.

c. PDR = 5.00 acre-feet per acre per annum.

Under OSE License Nos. 2831 and 2631-2735, from April 1st to October 1st of each year, water may be diverted into the Rincon Blanca Ditch at the rate and in the amount of surplus or rejected flows as indicated by the flow at the mouth of El Rito de la Cienega Redonda or the flow of Cebolla Creek just below the mouth of Emillana Maes North Ditch, whichever is the lesser.

During the remainder of the year, from October 1st to April 1st, water may be diverted into the Rincon Blanca Ditch at a rate of 15 cubic feet per second at times needed.

OSE LICENSE NO. 0636-D

Chacon Ditch

CHCB-002-0001B

a. CIR = 1.09 acre-feet per acre per annum.

b. FDR = 3.00 acre-feet per acre per annum.

c. PDR = 5.00 acre-feet per acre per annum.

The term "Consumptive Irrigation Requirement" (CIR) refers to the quantity of water, expressed in acre-feet per year, exclusive of effective precipitation, that is consumptively used by plants or is evaporated from the soil surface during one calendar year. The term "Farm Delivery Requirement" (FDR) refers to the quantity of water expressed in acre-feet per acre per year, exclusive of effective precipitation, delivered to the farm headgate or which is diverted from a source of water which originates on the farm itself, such as a well or spring, necessary to satisfy the consumptive irrigation requirements of crops grown on a farm in one calendar year. The term "Project Diversion Requirement" (PDR) refers to the quantity of water expressed in acre-feet per acre per year, exclusive

2017 to:

United States District Court Clerk
333 Lomas Blvd. NW,
Suite 270

Albuquerque, NM 87102

If you timely file an objection, the Court will notify you of a mandatory scheduling and pretrial conference, where you will learn how objections will be heard. This will be your only opportunity to object to these elements of your water rights or any other water rights. If you fail to timely object and attend the scheduling and pretrial conference, you may not raise objections in the future.

If you have any questions, please call or write:

Felicity Strachan,
Special Assistant Attorney General,
Office of the State Engineer,

P.O. Box 2510,
Santa Fe, NM 87504-5102

(505) 827-3989,
felicity.strachan@state.nm.us or

John W. Utton,

Attorney for Asociación de Acequias Nortes de Rio Arriba, Utton & Kery, P.A.,

317 Commercial, N.E., Suite 316,

Albuquerque, NM 87102

(505) 699-1445,
john@uttonkery.com.

IT IS SO ORDERED.
KIRTAN KHALSA

UNITED STATES MAGISTRATE JUDGE

(Published September 28, October 5, 12 & 19, 2017)

Removal to Rio Arriba County
Love you and miss you meet again
Goodbye, until we meet again
It's time for me to fly, it's time
It's not a day goes by that
You'll see my face, in the
I'll whisper to you, in each
18-year anniversary
In Loving Memory
P. P.

and many other relatives and sons Derek and Dylan Griego, Louise Vigil, Patricia her mother Virginia Vigil, her Tommy, Sammy and ended in death by her father. Patricia died Tuesday, October 10, 2017.

• *Funeral Home* •